


<b>Application Number</b> 	<b>Application/Control No.</b> 09/768,843	<b>Applicant(s)/Patent under Reexamination</b> HORN ET AL.	
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<b>TERMINAL DISCLAIMER</b>	<input checked="" type="checkbox"/> <b>APPROVED</b>	<input type="checkbox"/> <b>DISAPPROVED</b>
Date Filed : September 1, 2005	This patent is subject to a Terminal Disclaimer	

<b>Approved/Disapproved by:</b>
Henry D. Jefferson

# TERMINAL DISCLAIMER TO OBIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING SECOND APPLICATION

Docket Number (Optional)  
019186-002910US

In re Application of: HORN et al.

Application No.: 09/768,843

Filed: January 23, 2001

For: METHODS AND APPARATUS FOR SCHEDULING, SERVING, RECEIVING MEDIA-ON-DEMAND FOR CLIENTS,  
SERVERS ARRANGED ACCORDING TO CONSTRAINTS ON RESOURCES

The owner, DIGITAL FOUNTAIN, INC., of 100% percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 09/792,364, filed on February 22, 2001, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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2. ☒ The undersigned is an attorney or agent of record. Reg. No. \_\_\_\_\_

  
Signature

August 22, 2005  
Date

C. Bart Sullivan  
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415-576-0200  
Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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